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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CITY OF GRASS VALLEY,

Plaintiff,

vs.

NEWMONT MINING CORPORATION, a
corporation; NEWMONT USA LIMITED, a
corporation; NEWMONT NORTH AMERICA
EXPLORATION LIMITED, a corporation;
NEWMONT GOLD COMPANY, a
corporation; NEWMONT NORTH AMERICA
LIMITED, a corporation; NEWMONT
EXPLORATION LIMITED, a corporation,

Defendants.

) CASE NO.: CIV.S - 04-0149 GEB DAD

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**JOINT STIPULATION AND [PROPOSED]
ORDER FOR EXTENSION OF TIME**

Trial Date: September 11, 2007

Time: 9 a.m.

Judge: Honorable Garland E. Burrell, Jr.

Dept.: 10

1 Defendants Newmont Mining Corporation, Newmont USA Limited, Newmont North America
2 Exploration Limited, Newmont Gold Company, Newmont North America Limited, and Newmont
3 Exploration Limited (together, "Newmont") and the City of Grass Valley ("Grass Valley") hereby submit
4 this Joint Stipulation and [Proposed] Order For Extension of Time to exchange expert witness and
5 rebuttal expert witness reports, stating as follows:
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7 On May 12, 2006, this Court issued a Status (Pretrial Scheduling) Order directing that the parties
8 make initial expert witness disclosures on or before September 18, 2006, and rebuttal expert disclosures
9 on or before October 18, 2006.

10 The parties desire to extend the initial expert witness disclosure deadline to October 18, 2006 and
11 the rebuttal expert disclosure deadline to November 17, 2006, in order to conduct additional discovery
12 prior to such deadlines. Both parties have been diligently conducting discovery. Neither party seeks
13 this extension for purposes of delay. This stipulation would not affect any other deadlines scheduled in
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1 the Status (Pretrial Scheduling) Order, including discovery cutoff, motions deadlines, or trial.

2 Dated: August 17, 2006

3 TEMKIN WIELGA HARDT & LONGENECKER LLP

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5 By: /s/ Alison J. Thayer
6 ALISON J. THAYER
7 ELIZABETH H. TEMKIN
8 Attorneys for Defendants
9 Newmont Mining Corporation

10 STEVENS & O'CONNELL

11 By: /s/ Craig C. Allison
12 CRAIG C. ALLISON
13 Attorney for Defendants
14 Newmont Mining Corporation

15 MEYERS, NAVE, RIBACK, SILVER & WILSON

16 By: /s/ Deborah S. Bardwick
17 DEBORAH S. BARDWICK
18 KENTON L. ALM

19 Attorneys for Plaintiff

20 IT IS SO ORDERED.

21
22 DATED: August 17, 2006

23 /s/ Garland E. Burrell, Jr.
24 GARLAND E. BURRELL, JR.
25 United States District Judge
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